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FILED

NOVEMBER 7, 2005

**NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS**

STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF THE SUSPENSION
OR REVOCATION OF THE LICENSES OF

Mario Comesanas, M.D.
License No. MA04758500

CONSENT ORDER

TO PRACTICE MEDICINE AND SURGERY
IN THE STATE OF NEW JERSEY

This matter was opened to the New Jersey State Board of Medical Examiners upon receipt of information in 2002 that Dr. Comesanas had lost his privileges at Irvington General Hospital and had taken an indefinite leave of absence from that facility.

On January 19, 2005, Dr. Mario Comesanas appeared with counsel before a Preliminary Evaluation Committee of the Board to answer questions regarding his patient care, treatment and prescribing practices during his tenure as Medical Director at the Family Health Center at Irvington General Hospital. In response to questions concerning three of his pain management patients at the

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clinic, Dr. Comesanas testified that he believes the quality of the care he gave these patients was good, but that his record keeping may have been lacking. The patient records reflect that Dr. Comesanas continued to prescribe pain medication such as Percocet even when the patient's pain scale was zero and prescribed Xanax with no indication of anxiety in the record for at least two patients. Dr. Comesanas was also unable to explain why he concurrently prescribed and altered dosages of Oxycontin, Percocet, Tylenol with Codeine and Xanax for a third patient.

Dr. Comesanas' employment at Irvington General Hospital ended in 2002. He now maintains a private medical practice where only 1% or 2% of his patients are pain management patients.

The Board finds that Dr. Comesanas repeatedly failed to document past medical history, history of current illness, physical examinations and treatment plans. The Board also finds that Dr. Comesanas prescribed extremely high doses of narcotic drugs without proper justification in the chart and without regard to whether the patients actively abused those drugs.

The parties, having agreed to the resolution of this matter without further formal proceedings, and Respondent having agreed and given his voluntary consent to the within Order, and the Board finding the within disposition is adequately protective of the public health, safety and welfare, and other good cause having been shown,

IT IS, therefore on this 2nd day of Nov, 2005

ORDERED THAT

1. The license of Mario Comesanas, M.D. to practice medicine and surgery in the State of New Jersey is hereby suspended for a period of three years effective upon the entry date of the within Order. The entire period of the suspension shall be stayed and served as a period of probation.

2. Mario Comesanas, M.D. shall take and successfully complete, at his own expense, a Board approved course in record-keeping. Successful completion means that all sessions were attended, all assignments were properly and appropriately completed, and a passing grade was achieved which was unconditional and without reservations. Respondent shall submit to the Board verification of the successful completion of said course within twelve (12) months hereof.

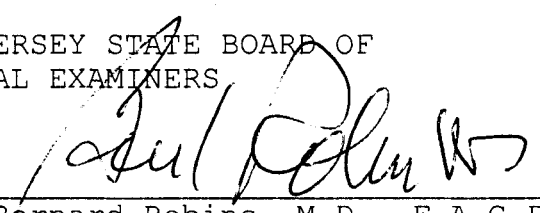
3. Mario Comesanas, M.D. shall take and successfully complete, at his own expense, a Board approved course in the prescription of controlled substances. Successful completion means that all sessions were attended, all assignments were properly and appropriately completed, and a passing grade was achieved which was unconditional and without reservations. Respondent shall submit to the Board verification of the successful completion of said course within twelve (12) months hereof.

4. Mario Comesanas, M.D. shall complete twenty Category 1 continuing medical education credits on the prescribing of controlled dangerous substance. Respondent shall submit to the Board verification of the successful completion of said credits within twelve (12) months hereof.

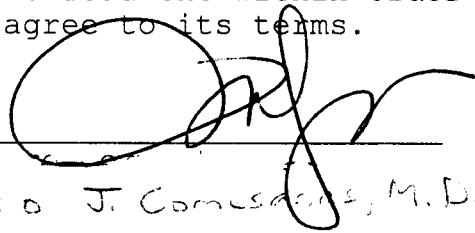
5. Mario Comesanas, M.D. shall pay costs of investigation of this matter in the amount of \$3,580.00 and a civil penalty of \$15,000.00 for a total of \$18,580.00, to be paid in monthly installments at the rate of no less than \$500.00 each month, due on the first day of each month commencing November 1, 2005. Interest shall accrue in accordance with R. 4:42-11(a). Failure to make payments within said time shall result in the filing of a Certificate of Debt pursuant to N.J.S.A. 45:1-24.

NEW JERSEY STATE BOARD OF
MEDICAL EXAMINERS

By: _____


Bernard Robins, M.D., F.A.C.P.
Board President

I have read the within Order
and agree to its terms.



Mario J. Comesanas, M.D.